

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
ADAM RUSH
STEPHEN GOODSON
COMMISSION STAFF
LEGAL

FROM: JOHN R. HAMMOND JR.
DEPUTY ATTORNEY GENERAL

DATE: July 2, 2020

SUBJECT: IDAHO POWER COMPANY'S APPLICATION FOR APPROVAL OR REJECTION OF AN ENERGY SALES AGREEMENT WITH COLEMAN HYDROELECTRIC LLC; CASE NO. IPC-E-20-27.

On June 25, 2020, Idaho Power Company ("Company") filed an Application seeking approval of its proposed Energy Sales Agreement ("ESA") with Coleman Hydroelectric LLC ("Seller") for the energy generated by the Coleman Hydro Project (the "Facility"). The Facility is a qualifying facility ("QF") under the Public Utility Regulatory Policies Act of 1978 ("PURPA").

THE APPLICATION

The ESA is a new contract for a QF with a term of 20 years using non-levelized, seasonal hydro published avoided costs rates as currently set by Commission Order No. 34350. *Application* at 4. The Facility is an 800-kilowatt ("kW") nameplate capacity hydroelectric facility near Leodore, Idaho. *Id.* at 4. The Seller has selected June 1, 2021, as the Facility's Scheduled First Energy Date and Scheduled Operation Date, as those terms are defined in the ESA. *See* Appendix B of ESA. The Company represents that requirements have been placed on the Seller for the Company to accept energy deliveries from the Facility. *Id.* The Company asserts that the ESA provides all applicable interconnection charges and monthly operational or maintenance charges under Schedule 72 will be assessed to Seller. *Id.* The Company states a Schedule 72 Generator Interconnection Agreement, or "GIA," between Seller and the Company is in process but has not been executed. *Id.* at 4-5.

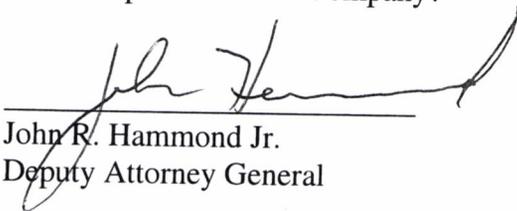
The Company asserts the proposed ESA complies with Commission orders regarding this type of agreement and asks that the Commission to process the Application by Modified Procedure. *Id.* at 2 and 5.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure. Staff recommends the Notice of Application and Notice of Modified Procedure provide for a twenty-one (21) day written comment period for itself and any other interested parties, with a seven (7) day reply comment period for the Company to follow.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure that establishes a twenty-one (21) day written comment period for Staff and any other interested parties followed by a seven (7) day reply comment period for the Company?



John R. Hammond Jr.
Deputy Attorney General

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